

JOURNAL OF THE HOUSE

First Regular Session, 97th GENERAL ASSEMBLY

THIRTY-FIRST DAY, TUESDAY, MARCH 5, 2013

The House met pursuant to adjournment.

Speaker Jones in the Chair.

Prayer by Msgr. Robert A. Kurwicki, Chaplain.

In Thee, O Lord, do I put my trust: let me never be put to confusion. (Psalm 71:1)

Lord of our lives, we know of no finer way to begin this day than by pausing before You in prayer - and in praying - renew our faith, restore our spirits, and rededicate our lives to You and to the welfare of our beloved state. In these days that call for wisdom, understanding, and good will, may we possess Your spirit or better still - may Your spirit possess us that we may plan with faith, work with courage, and live with love in our hearts.

Grant us and all our people the grace to fearlessly contend against evil, to make no peace with oppression, to be on guard against violence, and may we use our freedom to maintain justice and good will between men and women to the glory of Your Holy Name.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Cadie Buschjost, Kylie Bernskoetter, Aly Alexander, Nita Jones, Jovana Cervantes, Katherine Thompson and Shania Francka.

The Journal of the thirtieth day was approved as printed.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 651 through House Resolution No. 680

SECOND READING OF HOUSE JOINT RESOLUTION

HJR 31 was read the second time.

SECOND READING OF HOUSE BILLS

HB 764 through **HB 771** were read the second time.

PERFECTION OF HOUSE BILL

HCS HB 117, relating to initiative and referendum petitions, was taken up by Representative Dugger.

On motion of Representative Dugger, **HCS HB 117** was adopted by the following vote:

AYES: 150

Allen	Anders	Anderson	Austin	Bahr
Bernskoetter	Berry	Black	Brattin	Brown
Burlison	Burns	Butler	Cierpiot	Colona
Conway 10	Conway 104	Cookson	Cornejo	Cox
Crawford	Cross	Curtman	Davis	Diehl
Dohrman	Dugger	Dunn	Ellinger	Elmer
English	Englund	Entlicher	Fitzpatrick	Fitzwater
Flanigan	Fowler	Fraker	Frame	Franklin
Frederick	Funderburk	Gannon	Gatschenberger	Gosen
Guernsey	Haahr	Haefner	Hampton	Hansen
Harris	Hicks	Higdon	Hinson	Hodges
Hoskins	Hough	Houghton	Hummel	Hurst
Johnson	Jones 50	Justus	Keeney	Kelley 127
Kelly 45	Kirkton	Koenig	Kolkmeyer	Korman
Kratky	LaFaver	Lair	Lant	Lauer
Leara	Lichtenegger	Love	Lynch	Marshall
Mayfield	McCaherty	McCann Beatty	McDonald	McGaugh
McKenna	McManus	McNeil	Meredith	Messenger
Miller	Mims	Molendorp	Montecillo	Morgan
Morris	Muntzel	Neely	Neth	Newman
Nichols	Norr	Otto	Pace	Parkinson
Pfautsch	Phillips	Pierson	Pike	Pogue
Redmon	Rehder	Reiboldt	Remole	Rhoads
Richardson	Riddle	Rizzo	Roorda	Ross
Rowden	Rowland	Runions	Scharnhorst	Schatz
Schieber	Schieffer	Schupp	Shull	Shumake
Smith 120	Solon	Sommer	Spencer	Stream
Swan	Swearingen	Thomson	Torpey	Walker
Walton Gray	Webb	Webber	White	Wieland
Wilson	Wood	Wright	Zerr	Mr Speaker

NOES: 008

Barnes	Carpenter	Curtis	Ellington	Gardner
May	Mitten	Smith 85		

PRESENT: 000

ABSENT WITH LEAVE: 003

Engler	Grisamore	Hubbard
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VACANCIES: 002

On motion of Representative Dugger, **HCS HB 117** was ordered perfected and printed.

PERFECTION OF HOUSE JOINT RESOLUTION

HJR 4, as amended, relating to general assembly term limits, was taken up by Representative Neth.

Representative Neth offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Joint Resolution No. 4, Page 1, Section 8, Line 7, by inserting after said line the following:

‘Section B. The official ballot title for section A of this act shall read as follows:

"Shall the Missouri Constitution be amended to allow a member of the General Assembly to serve the sixteen year maximum in any proportion in either chamber as long as he or she serves no more than sixteen years total?" ’; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Neth, **House Amendment No. 2** was adopted.

On motion of Representative Neth, **HJR 4, as amended**, was ordered perfected and printed.

REFERRAL OF HOUSE JOINT RESOLUTION

The following House Joint Resolution was referred to the Committee indicated:

HJR 4 - Fiscal Review

COMMITTEE REPORTS

Committee on Financial Institutions, Chairman Dugger reporting:

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HB 203**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 25(34)(f) be referred to the Committee on Rules.

Committee on Health Care Policy, Chairman Frederick reporting:

Mr. Speaker: Your Committee on Health Care Policy, to which was referred **HB 47**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(34)(f) be referred to the Committee on Rules.

Committee on Insurance Policy, Chairman Gosen reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 53**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(34)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 58**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent with House Committee Substitute**, and pursuant to Rule 25(34)(f) be referred to the Committee on Rules.

Committee on Local Government, Chairman Gatschenberger reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 28**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 25(34)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 175**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 25(34)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 234**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 25(34)(f) be referred to the Committee on Rules.

Committee on Transportation, Chairman Schatz reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 303** and **HB 304**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent with House Committee Substitute**, and pursuant to Rule 25(34)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 438**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent with House Committee Substitute**, and pursuant to Rule 25(34)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 445**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(34)(f) be referred to the Committee on Rules.

Committee on Utilities, Chairman Funderburk reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **HB 345**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 25(34)(f) be referred to the Committee on Rules.

Committee on Veterans, Chairman Davis reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **HCR 16**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 25(34)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 159**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent with House Committee Substitute**, and pursuant to Rule 25(34)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 450**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(34)(f) be referred to the Committee on Rules.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 772, introduced by Representative Haahr, relating to retirement benefits.

HB 773, introduced by Representative Entlicher, relating to elections.

HB 774, introduced by Representatives Redmon, Hampton and Curtman, for the sole purpose of repealing expired, ineffective, and obsolete statutory provisions.

HB 775, introduced by Representatives Hampton, Redmon and Curtman, for the sole purpose of repealing multiple versions of statutes.

HB 776, introduced by Representatives Pace, Hummel, Butler, Schupp, McCann Beatty, English, Otto, Pierson, Black, Montecillo, Swearingen, Nichols, Anders, Hinson, Higdon, Mims, LaFaver, Torpey, McManus and Smith (85), relating to the creation of the crime of assaulting an employee of a mass transit system while in the scope of his or her duties.

HB 777, introduced by Representatives Swearingen, Jones (50), Neth, Berry, Carpenter and Shull, relating to an election for a charter hospital to be governed by Missouri's nonprofit corporation law.

HB 778, introduced by Representatives Kelley (127) and Mims, relating to advertising on state internet web pages.

HB 779, introduced by Representatives McNeil, Pierson, Morgan, Otto, Newman, Nichols and English, relating to the Missouri energy efficiency performance standard.

HB 780, introduced by Representatives Schieffer and Gatschenberger, relating to interest rates on student loans.

HB 781, introduced by Representatives Hough, Kirkton, Barnes, Haahr, Rhoads, LaFaver, Elmer, Lichtenegger, Muntzel, Fitzpatrick, Messenger, Fowler, Jones (50), Richardson, Love, Justus, Lant, Anderson and Ellinger, relating to MO HealthNet-funded home- and community-based care.

HB 782, introduced by Representatives Spencer and Bahr, relating to education system employees.

HB 783, introduced by Representative Diehl, relating to school facilities and equipment.

HB 784, introduced by Representatives Diehl, Jones (110) and Stream, relating to the Missouri Senior Services Protection Fund.

HB 785, introduced by Representatives Anderson, Smith (120), Entlicher, Hurst, Kelley (127), Bahr, Remole, Guernsey, Crawford, Dugger, Lant, Reiboldt, Neely, Rehder, Love, Rowland, Messenger, Fitzpatrick, Ross, Phillips, Brown, Funderburk, Pogue, Walker, Lynch, Houghton, Cox, Franklin, Fitzwater, Redmon and Lichtenegger, relating to confiscated animals.

HB 786, introduced by Representative McDonald, relating to penalties for violations of city ordinances.

WITHDRAWAL OF HOUSE BILL

March 4, 2013

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
Missouri State Capitol
201 W. Capitol Ave.
Jefferson City, MO 65101

Dear Chief Clerk,

I respectfully request withdrawal of **House Bill No. 583**, which creates the School Safety Trust Fund Act.

Please do not hesitate to contact me if I can provide additional information.

Sincerely,

/s/ Jeff Roorda
State Representative
District 113

The following members' presence was noted: Engler and Grisamore.

ADJOURNMENT

On motion of Representative Diehl, the House adjourned until 11:00 a.m., Wednesday, March 6, 2013.

COMMITTEE HEARINGS

ADMINISTRATION AND ACCOUNTS

Thursday, March 7, 2013, Upon Morning Adjournment South Gallery.
Issue development committee

APPROPRIATIONS - INFRASTRUCTURE AND JOB CREATION

Tuesday, March 12, 2013, 8:00 AM House Hearing Room 3.
Executive session will be held: HJR 14
Executive session may be held on any matter referred to the committee.

BUDGET

Wednesday, March 6, 2013, Upon Morning Adjournment House Hearing Room 3.
Public hearing will be held: HCR 4, HCR 3, HJR 17, HB 183, HB 414
Executive session may be held on any matter referred to the committee.

BUDGET

Thursday, March 7, 2013, Upon Morning Adjournment House Hearing Room 3.
Public hearing will be held: HB 1, HB 2, HB 3, HB 4, HB 5, HB 6, HB 7, HB 8, HB 9, HB 10, HB 11, HB 12, HB 13
Executive session may be held on any matter referred to the committee.
Review of House Committee Substitutes for House Bills 1 through 13

CRIME PREVENTION AND PUBLIC SAFETY

Wednesday, March 6, 2013, 2:00 PM House Hearing Room 6.
Public hearing will be held: HB 442, HB 653, HB 638, HB 468
Executive session will be held: HB 108, HB 462, HB 577
Executive session may be held on any matter referred to the committee.
AMENDED

DOWNSIZING STATE GOVERNMENT

Thursday, March 7, 2013, 8:00 AM House Hearing Room 4.
Public hearing will be held: HCR 23, HB 544, HB 616
Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT

Thursday, March 7, 2013, 8:00 AM House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
The committee will conduct an executive session.

ELEMENTARY AND SECONDARY EDUCATION

Wednesday, March 6, 2013, 8:00 AM House Hearing Room 6.
Public hearing will be held: HB 458, HB 470
Executive session will be held: HB 179, HB 76
Executive session may be held on any matter referred to the committee.
AMENDED

EMERGING ISSUES IN AGRICULTURE

Wednesday, March 6, 2013, 8:00 AM House Hearing Room 4.

Public hearing will be held: HB 487, HCR 21

Executive session may be held on any matter referred to the committee.

AMENDED

FINANCIAL INSTITUTIONS

Wednesday, March 6, 2013, 12:00 PM House Hearing Room 4.

Public hearing will be held: HB 478, HB 748

Executive session will be held: HB 748

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Wednesday, March 6, 2013, 8:30 AM South Gallery.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Thursday, March 7, 2013, 8:30 AM South Gallery.

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Wednesday, March 6, 2013, 5:00 PM House Hearing Room 4.

Public hearing will be held: HB 436

Executive session will be held: HB 372, HB 641, HB 533, HB 356

Executive session may be held on any matter referred to the committee.

HEALTH CARE POLICY

Wednesday, March 6, 2013, Upon Morning Recess House Hearing Room 6.

Public hearing will be held: HB 457, HCR 13, HB 386

Executive session may be held on any matter referred to the committee.

HEALTH CARE POLICY

Wednesday, March 13, 2013, 12:00 PM House Hearing Room 6.

Public hearing will be held: HB 47, HB 72, HB 257, HB 274

Executive session may be held on any matter referred to the committee.

CANCELLED

HEALTH INSURANCE

Thursday, March 7, 2013, Upon Morning Adjournment South Gallery.

Executive session will be held: HB 315, HB 344

Executive session may be held on any matter referred to the committee.

INTERNATIONAL TRADE

Wednesday, March 6, 2013, 5:00 PM or Upon Adjournment House Hearing Room 7.

Public hearing will be held: HB 621

Executive session will be held: HB 181, HB 253, HB 621

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Thursday, March 7, 2013, 8:00 AM House Hearing Room 1.

First quarter meeting

CANCELLED

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Thursday, March 14, 2013, 8:00 AM House Hearing Room 1.

First quarter meeting

Please note date change.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Wednesday, March 27, 2013, 8:00 AM House Hearing Room 1.

First quarter meeting

Please note date change.

CANCELLED

JUDICIARY

Wednesday, March 6, 2013, 12:00 PM or Upon Morning Adjournment (whichever is earlier) House Hearing Room 1.

Public hearing will be held: HB 102, HB 204, HB 370, HB 375, HB 447, HB 505, HB 566, HB 210

Executive session will be held: HB 371

Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Thursday, March 7, 2013, 9:00 AM House Hearing Room 5.

Executive session will be held: HB 74, HB 161

Executive session may be held on any matter referred to the committee.

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, March 6, 2013, Upon Morning Adjournment House Hearing Room 5.

Public hearing will be held: HB 625, HB 440, HB 448

Executive session will be held: HB 387, HB 290

Executive session may be held on any matter referred to the committee.

AMENDED

SPECIAL STANDING COMMITTEE ON CORRECTIONS

Wednesday, March 6, 2013, 5:00 PM or Upon Afternoon Adjournment House Hearing Room 1.

Public hearing will be held: HB 293, HB 463, HB 525

Executive session may be held on any matter referred to the committee.

SPECIAL STANDING COMMITTEE ON EMERGING ISSUES IN HEALTH CARE

Wednesday, March 6, 2013, 4:00 PM or Upon Adjournment House Hearing Room 3.

Public hearing will be held: HJR 6

Executive session may be held on any matter referred to the committee.

SPECIAL STANDING COMMITTEE ON SMALL BUSINESS

Wednesday, March 6, 2013, 12:00 PM or Upon Morning Adjournment House Hearing Room 7.

Public hearing will be held: SCS SB 182, HB 510, HB 496, HB 495, HB 243

Executive session will be held: SCS SB 182, HB 391

Executive session may be held on any matter referred to the committee.

CORRECTED

TOURISM AND NATURAL RESOURCES

Thursday, March 7, 2013, 8:00 AM House Hearing Room 7.

Public hearing will be held: HB 585, HB 634, HB 471, HCR 10, HCR 12, HCR 11, HB 570,

HB 258, HB 650, HB 306

Executive session may be held on any matter referred to the committee.

UTILITIES

Wednesday, March 6, 2013, 8:00 AM House Hearing Room 7.

Public hearing will be held: HB 398, HB 119, HB 601, HB 331

Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Wednesday, March 6, 2013, 8:00 AM House Hearing Room 5.

Public hearing will be held: SS#2 SCS SB 1, HB 164

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

THIRTY-SECOND DAY, WEDNESDAY, MARCH 6, 2013

HOUSE BILLS FOR SECOND READING

HB 772 through HB 786

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 16 - McCaherty

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 169 - Diehl
- 2 HB 227 - Zerr
- 3 HB 152 - Solon
- 4 HB 64 - Burlison
- 5 HCS HBs 191 & 182 - Torpey
- 6 HB 201 - Torpey
- 7 HCS HB 222 - Austin
- 8 HB 409 - Love
- 9 HB 423 - Zerr
- 10 HCS HB 473 - Funderburk

HOUSE BILLS FOR PERFECTION - CONSENT

(2/27/2013)

- 1 HB 85 - Kelley (127)
- 2 HCS HB 128 - Sommer
- 3 HB 133 - Gosen
- 4 HB 163 - Fitzpatrick
- 5 HB 212 - Cox
- 6 HCS HB 233 - Leara
- 7 HB 329 - Dugger
- 8 HCS HB 349 - Brown

(3/6/2013)

- 1 HB 184 - Cox
- 2 HB 196 - Lauer
- 3 HB 301 - Engler
- 4 HB 307 - Riddle
- 5 HCS HB 312 - Thomson
- 6 HCS HB 401 - Shumake
- 7 HB 412 - Reiboldt
- 8 HB 432 - Webb
- 9 HB 542 - Love
- 10 HCS HB 586 - Schieffer
- 11 HB 591 - Hubbard

HOUSE CONCURRENT RESOLUTIONS

- 1 HCR 5 - Phillips
- 2 HCR 9 - Curtman